IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.4941 of 2007

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	¦ Mr.S.P.Saxena for the Petitioner. ¦ Mr.K.J.Kandpile for the ¦ Respondents. ¦ ¦ **CORAM: D.K.DESHMUKH &** ¦ V.M.KANADE**, JJ.** ¦ **DATED:** 13TH DECEMBER, 2007

P.C.:

By this petition the petitioner challenges the order passed by the Central Administrative Tribunal dismissing the application filed by the Petitioner. The Petitioner had filed application either for revocation of the suspension order or for enhancement in subsistence allowance. The Central Administrative Tribunal has found that there is no case made out for revocation of the suspension order considering the nature of the

offence.

2. We see no reason to interfere with the same.

3. The review committee has considered the case of the Petitioner on 19-5-2006 and has held that 50% subsistence allowance should be paid until further orders.

4. In our opinion, as the review committee has decided that the Petitioner should be paid 50% of the subsistence allowance in the last year i.e. 2006, it will be appropriate to direct the review committee to review the case of the petitioner for enhancement in the subsistence allowance. In our opinion, therefore, following order would meet the ends of justice.

O R D E R

(i)Petition is disposed of with a direction to the Respondent to place the case of the Petitioner before the review committee to consider the question whether any enhancement in

the subsistence allowance payable to the Petitioner is necessary.

(ii) The matter shall be referred to the review committee and review committee's decision shall be communicated to the Petitioner as expeditiously as possible, in any case within a period of eight weeks from today.

(D.K.DESHMUKH, J.)

(V.M.KANADE, J.)